

From S. F.:  
Chiyo Maru Apr. 25.  
For S. F.:  
Honolulu, Apr. 25.  
From Vancouver:  
Makura, May 21.  
For Vancouver:  
Niagara, May 20.

# Honolulu Star-Bulletin

3:30  
Edition

Evening Bulletin, Est. 1882, No. 5530.  
Hawaiian Star, Vol. XX, No. 6571.

14 PAGES.—HONOLULU, TERRITORY OF HAWAII, FRIDAY, APRIL 25, 1913.—14 PAGES.

PRICE FIVE CENTS

## OAHU WINS FIGHT IN SENATE

Reapportionment Bill, Giving  
Local Districts Rightful Rep-  
resentation, Now Goes  
to House

Senator Wirtz's reapportionment bill passed the senate this morning. Simultaneously with the passage of the measure came the rumor from the house that it would be defeated there. Notwithstanding the prediction of its frigid reception by the lower body, the senators leaned back in their swivel chairs this morning to smile over the prettiest fight of the session, which was closed this morning when Senator Frank Woods "stood pat" and cast his lot and ballot with the advocates of the bill.

For the third time the bill was fought over this morning, for at each step it has been attacked, and Senator Rice once more tried to drag it to the morgue, where had bills go, this time by asserting that there was an error in the opening recital of the bill. Greatly shocked that this should be the case, Senator Makekahu moved that it be indefinitely postponed, and later that the bill be tabled.

"I move we indefinitely postpone this bill," he cried in the extremis of the situation. "It would never do for the senate to pass a bill with an error in it."

The eight senators backing the bill ruled that the error was not an error, and after a few minutes' debate, the vote was called, and the bill passed. **Warm Fight in Afternoon.**

Yesterday afternoon saw the prettiest fight of the session on the reapportionment bill. There were thirteen senators present, and one of the number was the new solo, Frank Woods. No one could say how he would vote—how he would throw his balance of power. Without him the sides were evenly divided. The solid Oahu delegation of five, with Senator Metzger on their side, stood against the outside islands. And Frank Woods, a malihini in the senate, only an hour or two in the harness, had the fate of the measure to decide. He could kill it or pass it.

At first it was moved that action should be deferred until Saturday, Senator Baldwin being called away. But a little later, when Senator Iaukea was obliged to leave, the vote was reconsidered, which resulted in the bill being called before the senate as a committee of the whole, Senator Tudd acting as chairman. It was then the pretty fight began. Though the outside islands lost and the bill passed second reading, the scrimmage was enjoyed by all.

So strongly did Senator Rice argue against the bill, and so eloquently did Senator Coke reply that before the debate was over, the representatives of the house had crowded the hallway to listen. Senator Rice began the debate, and powerfully he talked to down the bill. He talked to all, but in particular to the new member who was to decide the issue. And Senator Coke replied in kind. Then the vote was taken, and Senator Wirtz's reapportionment bill just nosed under the wire, the new senator having switched and voted for it.

## EIGHT HUNDRED CHILDREN IN PICTURESQUE MAY DAY

Bigger, better and more beautiful than ever before was the annual May Day fete of the children of the free kindergartens of the city which was held in Thomas Square this morning beginning at 10 o'clock. More than 800 children of every nationality, rally decked in native costume, participated in the event, while hundreds of townsfolk and tourists formed an admiring gathering of spectators. "Perfect weather conditions which prevailed throughout the entire morning were in keeping with the occasion, and not a single unfortunate happening occurred to mar the success of what has become to be one of Honolulu's most beautiful and unique festivals.

Promptly at 9:30 o'clock the children and their teachers began to arrive. A dozen rapid transit cars, specially engaged for the day, came to a stop in front of the square and were delivered to scores of happy, laughing youngsters who trooped into the shade of the big trees, seated themselves on the grass, and remained in perfect order until the signal was given for the grand pageant to begin. The greater number of the children came in native costume and within half an hour

## Monuments

The largest stock in the city to select from.

H. HENDRICKS, LTD.

## PRISON PROBE REPORT MADE TO SENATE

High Sheriff Is Cleared of  
Charges After Investigation  
by Special Committee

Thoroughly going into the conditions of the Oahu Prison, and passing on the legality of flogging in such places, the select committee of the senate appointed to investigate into the jail conditions handed in its report yesterday, which has been anxiously awaited by the legislators.

Evidence which was taken during the investigation is submitted with the report, and it was upon this evidence that the committee, of which Senator C. P. Iaukea is chairman and Senators H. A. Baldwin and A. J. Wirtz are members, based its conclusion declaring that the charges against High Sheriff Henry were made without justification.

Probably the part of the report which caused the greatest amount of interest in the senate was the opinion of Attorney-General W. W. Thayer on the constitutionality of the whipping law. This phase of the investigation was brought up by the charge being made by George A. Davis that the high sheriff had violated section 325 of the penal laws of the United States in that he caused Chun Duck Soon, upon his return to the prison after escaping, to be flogged.

To aid the committee in its work, Governor Frear requested the attorney general to submit an opinion on the question of prison whipping.

After reviewing the facts which led up to the flogging, and thoroughly reviewing cases in point, the attorney general stated his conclusion that High Sheriff Henry had not violated the law in punishing Chun Duck Soon with the whip.

"My conclusion is," says Mr. Thayer at the end of his opinion, "that the high sheriff did not violate the provisions of section 325 of the penal laws of the United States in flogging Chun Duck Soon, and that such flogging is not a cruel and unusual punishment within the meaning of the eighth amendment to the constitution."

Elsewhere in the report, he goes a little further and declares in express terms that High Sheriff Henry may properly administer such punishment, which tends to show that in his judgment a whipping post is not contrary to law.

Many of the pages of the report are taken up with the signed statement of George A. Davis, the instigator of the investigation.

"The constant escape of prisoners and criminals from the Oahu Prison," he says in his statement, "has been going on for years. There is no check taken upon the consumption and use of supplies, goods and other articles furnished to the prison. I think that the several contracts entered into between the high sheriff and persons supplying the goods should be scrutinized and looked into. For instance, the police contract is one I am not here to give evidence on rumor. But it is becoming more than rumor. For years I have heard it rumored about the town that there was a percentage given by the sellers of goods purchased for the prison."

In High Sheriff Henry's statement he expressed his disfavor with the present condition of purchasing. He denies that any percentage has been given, and points out that the purchasing of it is in the hands of the attorney general, and that all he does in the matter is to check it over when it reaches the prison.

The report was placed on file.

## THEY WORK FOR THE CHILDREN

Women Of Honolulu In Garden Fete



Kaula Children's Hospital

Benefit Fair Will Open at 12:30  
o'Clock—Many Booths  
Put Up

### FACTS ABOUT FETE

Place—H. F. Lewis residence  
Punahoa street.

Time—Beginning at 12:30 o'clock with luau, will continue through afternoon and evening. Fair proper begins at 2 o'clock. Cafe chantant from 6:30 to 8.

Purpose—For benefit of Kaula Children's Hospital endowment fund.

In aid of the little sick children of this and other communities of Hawaii, prominent women of the city will tomorrow join in a big Garden Fete at the grounds of Mr. and Mrs. H. F. Lewis on Punahoa street. From 12:30 o'clock until late in the evening the fete will be in full swing.

The ladies in charge wish to call the attention of the public to the fact that the main luau is to be the one at noon, from 12:30 to 3 p. m., although there will be one luau table in the evening.

The tickets, which entitle one to either supper at the Cafe Chantant or luau, and which state the hours 6:30 to 8 o'clock, are also good for the main luau at noon. These tickets are \$1, entrance being 25 cents, and are on sale at all of the drug stores and hotels. Seats can be reserved for either the Cafe Chantant supper in the evening or for the luau at noon, by speaking to Mrs. Helen Noonan or Mrs. Fred Macfarlane.

At 2 o'clock the fair proper will commence. Berger's band will furnish lively airs all afternoon and part of the evening. One of the most attractive booths in the fair will be the fancy work bazaar. This is under the management of Mrs. E. D. Tenney. Mrs. Tenney has been ably assisted by Mrs. Arthur Wilder and Mrs. George Potter. Under these ladies, in turn, are Mrs. Melanphy, Mrs. Norma Adams, Mrs. George Collins, Miss Helen Spalding, Miss Lady Macfarlane, Miss Alice Macfarlane, Miss Leala, Miss Rosie Herbert, Miss Martha McChesney, Miss Ruth McChesney, Miss Creighton Hunter-Jones, Miss Wilhelmina Tenney and Miss Kerner.

(Continued on page four)

## MANY HAWAIIAN MEASURES ARE URGED UPON CONGRESS BY KUHIO

Delegate Asks Large Appropriations for Territorial Improvements

By C. S. ALBERT

(Special Star-Bulletin Correspondence)

WASHINGTON, D. C., April 14.—Delegate Kalamanaole was right in the front ranks with measures proposed for the improvement of Hawaii. Assisted by Secretary Desha, he went over all matters requiring attention and arranged them in the form of bills. This work was all performed during the interim between the regular and extraordinary sessions. He was thus prepared to offer many bills at the first opportunity and have them in readiness for appropriate consideration when committee meetings begin.

Among the more important legislation suggested by the delegate is:

The appropriation of \$200,000 for the construction of a breakwater and improving the harbor of Nawiliwili, Kauai island. The money is to be immediately available. The contract authorized calls for a total expenditure of \$420,000, but the remaining \$220,000 will not be required until the work progresses and will be arranged in subsequent bills.

The building of a revenue cutter for service in Hawaiian waters to cost not exceeding \$250,000.

For erecting a lighthouse at Kumu-kahi Point, on the eastern coast of Hawaii island, \$75,000. This sum would cover the erection of a keeper's house and all equipment.

The sum of \$35,000 is urged for a lighthouse and station at Coconut Point, Hilo harbor. Also \$5,000 for



Mrs. J. M. Dowsett, chairman finance committee of Garden Fete and Benefit Fair.

## HOUSE WON'T MEDDLE OVER IN CALIFORNIA

Irwin Says Committee Report  
on His Resolution Strange-  
ly Like Star-Bulletin  
Editorial

Representative Archer Irwin's resolution, protesting against California's proposed alien land law, was tabled by the house this morning on the recommendation of the judiciary committee, which advised that its adoption would be imprudent.

"I believe I read the committee's report, couched in virtually the same language, in the Star-Bulletin editorial yesterday afternoon," said Dr. Irwin as he arose to fight against the death of his measure. He went on to de-

(Continued on page three)

## TODAY'S MAJOR LEAGUE RESULTS

(Associated Press Cable)

NATIONAL LEAGUE.

At Boston—Boston 1, Brooklyn 7.

At New York—New York 0, Philadelphia 0 (eleven innings; darkness).

At Pittsburgh—Pittsburgh 6, Chicago 3.

At St. Louis—St. Louis-Cincinnati game postponed.

AMERICAN LEAGUE.

At Chicago—Chicago-St. Louis game postponed.

At Detroit—Detroit 0, Cleveland 3.

At Washington—Washington 5, Boston 4.

At Philadelphia—Philadelphia 4, New York 0.

CALIFORNIA PLANS  
TO HONOR LANE AND  
GOETHALS WITH DEGREE

(Associated Press Cable)

SAN FRANCISCO, Cal., April 25.—The University of California,

It was learned today, plans to confer honorary degrees of doctor of laws upon Secretary of the Interior Lane and Col. G. W. Goethals, the canal builder, at annual commencement exercises on May 14. Secretary Lane has notified the California faculty that he will be unable to attend.

MINIMUM WAGE  
BILL VETOED  
BY GOV. FREAR

(Associated Press Cable)

NEW YORK, N. Y., April 25.—The legislature this morning vetoed H. B. 200, an act to fix the minimum wage of laborers on the public works of Hawaii.

In his message he points out a number of reasons for returning the bill unsigned. The governor stated that his principal technical objection is to the third section, which makes it an offense on the part of the laborer to work at a wage below the minimum rate.

Action on the veto was deferred in both houses.

The message said in part:

"The object of the bill is to fix a minimum daily wage of two dollars for laborers engaged on public works for the county of Hawaii. The bill contains three sections, to each of which there are objections.

"The principal technical objection is to the third section, which by its express language makes the laborer himself, instead of the unlawful paying or employing of the laborer by the employer, an offense.

"The principal substantial objection is to the first section, which prescribes a minimum wage of two dollars a day. This is altogether too high for a minimum wage under the circumstances. It is, indeed, an increase of sixty per cent over the present minimum wage, and that, too, at a time when financial stringency is expected soon to occur.

In 1907, a bill was passed placing the minimum wage for the territory and the counties at \$1.50, but that bill was vetoed and the veto was sustained.

Later in the same session a similar bill was passed placing such wage at \$1.25. That also was vetoed, but the veto was not sustained. In 1909 another bill was passed placing such wage at \$1.50. That also was vetoed, but the veto was sustained. In 1911 no bill was passed on this subject. Thus, until this session the highest minimum wage passed by the legislature has been \$1.50 and the highest that has been sustained over a veto has been \$1.25, even in years of plenty.

"Again, it must be borne in mind that this is a minimum wage and not a maximum wage. There is nothing in the law now to prevent the counties or the territory from paying higher wages if the circumstances warrant, and that is often and perhaps usually done.

"There is, moreover, no reason why discrimination should be made by territorial law between the territory and the counties or between the different counties in this respect.

"Moreover, the cost of living is not higher on the island of Hawaii than on the other islands, and that county can least afford to pay unnecessarily high wages, for it has the smallest income in proportion to its size and needs.

"Furthermore, no one class, whether it is the laboring class or any other class, should be unduly benefited at the expense of any other class or of the whole people. The people at large pay the taxes. They, as well as the laborers, should be given due consideration.

"Again, the bill would be likely to be prejudicial even to the laboring class itself, for it would tend to prevent the employment of those who cannot command such high wages, and also, since the available funds are limited, it would prevent the employment of so large a number."

Stating that all hope of keeping the federal pure-food laboratory in Honolulu has not yet been given up, Geo. W. Smith, chairman of the health committee of the chamber of com-

## 115 DEAD IN MINE HORROR

Disaster at Finleyville Growing  
in Proportions—Many Bod-  
ies Recovered

FINLEYVILLE, Pa., April 25.—The mine explosion horror here is growing in seriousness. The known dead now number 115, and 51 bodies have been recovered.

## BRYCE LEAVES ON ORIENT TRIP

(Associated Press Cable)

NEW YORK, N. Y., April 25.—Retiring British Ambassador Bryce last evening attended a farewell dinner of the Pilgrims' Society and then left for California. He will sail from San Francisco on May 3 for the Orient to study the Chinese, touching Honolulu enroute.

SANITARIUM  
LOSES HEIRESS

(Associated Press Cable)

NEW YORK, N. Y., April 25.—Ramon Baydan, daughter of Gail Bayden, the multi-millionaire manufacturer of condensed milk, has disappeared from a sanitarium at Pompton Plains, New Jersey, under sensational circumstances, and has now been missing for five days.

(Associated Press Cable)

DETROIT, Mich., April 25.—Ty Cobb, the great right fielder of the Detroit American league club, has finally signed a contract to play this season, after holding out for a higher salary. He will join the team at once.

BUNKO MEN TELL  
TALES OF GRAFT

(Associated Press Cable)

SAN FRANCISCO, Cal., April 23.—More sensational revelations of graft in the San Francisco police department have been given to the grand jury, which has heard the sworn statements of bunks men that they have "split" with the police and detectives detailed to watch their movements.

AUSTRALIAN TENNIS  
MEN AT SAN FRANCISCO

(Associated Press Cable)

SAN FRANCISCO, Cal., April 23.—The Australian tennis players for the Davis tennis trophy, A. D. Rice and Horace Jones, have arrived here.

SUGAR

(Associated Press Cable)

SAN FRANCISCO, Apr. 22.—Sugar: 96 degrees test, 3.36 cents. Previous quotation, 3.375 cents. Beets: 83 analysis, 9a. 8 1/2 d. Parity, 4.04 cents. Previous quotation, 9a. 9d.

IRRIGATION IN ALL  
DISTRICTS RESTORED

(Associated Press Cable)

According to a statement made by Chief Engineer Riels of the waterworks department this afternoon, consumers of water throughout the city of Honolulu are advised that irrigation privileges between the hours of four and six p. m. have been restored. Consumers until further notice may irrigate between the hours of six and eight in the morning as well as during the afternoon hours. This decision was arrived at because of the fact that three of the smaller Niihau reservoirs are overflowing from the recent rains.

Libel Suit for \$5,000

(Associated Press Cable)

Placing the injury done him by slanderous words uttered by Virginia Santos at about \$1000 a word, Joe Montz Midro, a Portuguese, has entered suit in the circuit court for the recovery of \$5000 damages. Midro alleges in the brief filed this afternoon that his reputation and character have suffered from insulting remarks made to him by the defendant.

Divorce suits were filed against Wong Chong and Joe Azevedo this afternoon by Maria Chong and Emily Azevedo respectively.

merce stated this afternoon that he has asked both the merchants' association and the chamber of commerce to cable to Washington requesting upon behalf of the citizens of Hawaii that the federal pure food commissioner's office be left in the territory.